IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

MONDAY, THE 24TH SEPTEMBER 2007 / 2ND ASWINA 1929

WA.No. 2318 of 2007

(AGAINST THE JUDGEMENT IN WPC.24902/2007 Dated 10/09/2007)

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APPELLANT:

T.N.VISWANATHAN,
LICENSEE, STD BOOTH,
K.S.R.T.C BUS STAND,TRICHUR
RESIDING AT THUMPAYIL HOUSE,
MUVATTUPUZHA.

BY ADV. SRI.S.KRISHNAMOORTHY

RESPONDENTS:

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1. KERALA STATE ROAD TRANSPORT CORPORATION
   REPRESENTED BY MANAGING DIRECTOR,
   THIRUVANANTHAPURAM -1.

2. DISTRICT TRANSPORT OFFICER,
   K.S.R.T.C DEPOT,
   TRICHUR.

3. THE GENERAL MANAGER,
   BARATH SANCHAR NIGAM LTD,
   TRICHUR.

R1,R2 BY SRI.JOHNSON P.JOHN-STANDING COUNSEL FOR KSRTC.
R3 BY SRI.MATHEWS K.PHILIP-STANDING COUNSEL FOR BSNL

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 24/09/2007, THE COURT ON THE SAME DAY DELIVERED THE OLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN, J.

W.A. No.2318 of 2007

Dated this the 24th day of September, 2007.

J U D G M E N T

H.L.Dattu, C.J.

In our opinion, the reliefs sought for by the petitioner in the writ petition was anticipatory in nature and the same is impermissible in a petition filed under Article 226 of the Constitution of India. Therefore, while confirming the orders passed by the learned Single Judge, we reject the writ appeal as premature.

Ordered accordingly.

(H.L.DATTU)
CHIEF JUSTICE

(K.T.SANKARAN)
JUDGE

MS